## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail on envelope addressed to:

"Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450" **PATENT** 

UNUS #Y2-0245-UNI CASE #F7534(V)

357 July 15, 2004

GERARD J. MCGOWAN Reg. No. 29,412 <u>July 15, 2004</u> Date of Signature

Reg. No. 29,412 Attorney for Applicant(s)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Bauer-Plank et al.

Serial No.:

09/848,988

Filed: For:

May 4, 2001 Pourable Frying Compositions

Group:

1761

Examiner:

Carolyn Paden

Edgewater, New Jersey 07020

## PETITION UNDER 37 C.F.R. §1.55(c)

Commissioner for Patents Alexandria, VA 22313-1450

Sir:

Applicants hereby petition the Office to accept a delayed claim for priority. The priority claim accompanies this petition. Although a claim for priority was made in the declaration of the application as filed, it listed the wrong filing date for the priority application. The priority document was submitted with a transmittal letter mailed October 15, 2001. The correct date was provided in the document transmitting the priority document.

Applicants respectfully request that the claim for priority with the correct priority date be accepted. The entire delay between the date that the claim was due under 37 CFR §55(a1) and the present date was unintentional.

07/22/2004 AWBNDAF1 00000039-121155 09848988

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-1330-00 DA

07/22/2004 AMDNDAF1 00000040 121155

01 FC:1454

Please charge the \$1,330.00 surcharge under Rule 1.17(t) and any other required fees, or credit overpayment, to our Deposit Account No. 12-1155.

Respectfully submitted,

Gérard J. McGowan, Jr.

Attorney for Applicant(s) Reg. No. 29,412

GJM/pod (201) 840-2297

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PATENT

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Reg. No. 29,412

Attorney for Applicant(s)

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**CLAIM FOR PRIORITY** 

Commissioner for Patents Washington, D.C. 20231

Sir:

Pursuant to Rule 55 in patent cases, Applicants hereby claim priority under 35 USC §119 of European Application No. 00201631.9 filed May 4, 2000. The priority document has already been filed.

Respectfully submitted,

Gerard J. McGowan, Jr. Attorney for Applicant(s)

Reg. No. 29,412

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